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MEMO ENDORSED

Attorney for Defendants
Affiliated Home Care of Putnam, Inc.
and Barbara Kessman

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

Maria Alves, Louise Henry, Camile Jones,
Paula Simmonds, Leny Smith, Anna Maria Silva,
and Dirce Freires, individually, and on behalf of all
others similarly situated,

Plaintiffs,

v.

Affiliated Home Care of Putnam, Inc. and
Barbara Kessman, in her individual capacity,

Defendants.

Case No. 16-CV-01593-KMK

**DEFENDANTS' NOTICE OF MOTION TO
DECERTIFY COLLECTIVE ACTION AND CLASS ACTION**

PLEASE TAKE NOTICE that, upon the annexed Memorandum of Law in Support of Defendants' Motion to Decertify Collective Action and Class Action, Defendants hereby move this Court, at a time and place to be determined by the Court, for an order decertifying and dismissing: (1) the parties and claims proposed as a collective action under 29 U.S.C. § 256 and the Fair Labor Standards Act ("FLSA"); and (2) the parties and claims proposed as a class action comprising three subclasses under Fed. R. Civ. P. 23 and New York Labor Law ("NYLL").

Respectfully submitted,

DATED: December 19, 2023

By: /s/ Daniel S. Bretzius
Daniel S. Bretzius, Esq.
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Defendants' Motion to Decertify is denied without prejudice for failure to comply with the Court's Individual Rules of Practice.

Attorney for Defendants
Affiliated Home Care of Putnam, Inc.
and Barbara Kessman

SO ORDERED.



6/12/2024